App. F. IX-4

Previous References

192 ; 28.
(Law)

File No. 11-27

Serial Nos. (—4

Later References

General and Revenue Secretariat.

Serial Nos. Four

Part B for Jan 1929

SUBJECT

Notice on behalf of H Narasinga Rao, Contractor
Shimoga Planning & Town Ms 244-13 & from
The Executive, Shimoga Div

To

The Executive Engineer
Hoff-3572 & 9.1.29
Returns the file & Notice & 16
Asst Executive Engineer Shimoga Circle

W. Hyderabad
17/1/29 -

49

G. R. S. III -1]

1170/1

GENERAL AND REVENUE SECRETARIAT.

NOTES.

No 13/27-28 Law File No. 11

FILE HEADING.

Notice on behalf of H. Varasuya Rao Contractor Shimoga claiming a sum of 244-13 from Executive Engineer Shimoga Division

From H Varasuriah Advocate

No. Dated 24/8/27 Received 29/8/27

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

States that unless the claim on behalf of Rs 244-13-0 and interest are paid a suit will be filed against Executive Engineer Shimoga Division

NOTES AND ORDERS.

Submitted for perusal A report may perhaps be called for on the facts of the case from the Chief Engr

Mohk
24/8/27
29/8

Leg. Rem
Leg Rem

30/8

28
29

NOTES—First Sheet.

WD.1881—GPB—30 000—1-8-21

draft Submitted
Mohk
3/9/27

Leg. Rem
Leg

Leg Rem's opinion
4/9

6/9

1173

3034

App. F. III—2]

General and Revenue Secretariat. Law File No. 11 of 1927

Serial No. 12

To The Chief Engineer
Nos 1363 of 8.9.27
Calls for a detailed report

S/15
17/9

Reminder Subd
14.11.27
14/11

Done
28
17/11

Nos 2595 of 18/11/27

Subd
18/12
22/12

From chief Engineer of Mysore Bangalore
No 5-776 d 16/12/27 States that
Supd Engineer reports Nothing is due & Sends
Mrs file for information & return
Subd for perusal From the report of the
Executive Engineer, Shimoga Taq C
it appears that nothing is due to the
Contractor, In view of this report no
action may perhaps be taken on the
notice and a suit if filed may be awarded

Nothg
22/12/27
CAA 22/12

Legal Remr) 28/12

Yes
28/12

28/12

24/12

Subd 27/12

NOTE—Contn. sheet

WD 0324—GPB—60,000—24/5/27

30347.3

General and Revenue Secretariat | Law File No 11 | [App. F. III—2] of 1927. 3

Serial No.	
	Draft letter ~~which~~ to the Ch Engr. returning the office file of the Supdg Engr Shimoga Circle put up for approval MNP 4.1.29 Was the threatened suit filed? 2/ 5/1
Law. 5/1	There is no mention in the Register of Suits, of any suit filed by Mr. H. Narasimha Rao Contractor Shimoga, as per this notice. MNP 7.1.29 5/1 Issue 8/1
4	To the Chief Engr on inspection P 3572 returning the file -

B MNP 18/1/29

WD 021—GPB—30,000—21-8-28

APP. F. VI. Gl.]

SUBJECT.....

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Section Law

File No. 11-27

Seria No.

No. P 13631/1

To The Chief Engineer

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

Date of issue..... 8/9/27

Signed by.....

Sir

I have the honour to forward herewith in original notice dated 24/8/27 on behalf of H. Narayana Rao Contractor Shimoga claiming a sum of Rs 244-13-0 ~~on account of bills~~ due from Executive Engineer Shimoga Division and to request detailed that a report on the facts of the case may be submitted at an early date

I have &c

List of enclosures.....

Copied by.....

Examined by.....

6/9 Legal Rem & Secy

for Secy

8/9/27

over

By Regd Post.

No. 2415 | 1 file. 1 copy. 1 notice.

4205 19.10.27 1164/R

OFFICE OF THE SUPERINTENDING ENGINEER,
SHIMOGA CIRCLE.

Dated Shimoga, 2.10 *1927.*

FROM

M. G. RANGAIYA, ESQ., B.A., A.C.E., B.E.,
Superintending Engineer,
Shimoga Circle,
SHIMOGA.

To

John Bhore, Esqr., A.M.I.C.E.,
Chief Engineer of Mysore,
BANGALORE.

Sir,

Claims of contractor H.Narasinga Rao.

With reference to your letter No. 2446 dated the 15th September 27 calling for a report on the above, I have the honour to invite refer ence to my letter No. 7349 dated the 23rd June 27 reporting on the sul

2. A copy of the endorsement No. 7351 dated the 23rd June 27 given the petitioner is also enclosed.

3. This office file on the subject is forwarded for reference and obliging return.

4. The notice is herewith returned.

I have the honour to be
Sir
Your most obedient servant,

Superintending Engineer,
Shimoga Circle.

B.N.H. 1st.,

Letter No. 7351 dated 23/6/27 from the Superintending Engineer, Shimoga Circle, Shimoga, to Mr, H.Narasinga Rao, Contractor.

With reference to his petition dated the 2nd December 26 stating that a sum of Rs. 244-13-0 is due to him in connection with works done by him on Bangalore-Honnawar road in 24-25, Mr.H. Narasinga Rap is informed that no case has been made out for substantiating his claims as "Durle" quarry is reported to be in use still. If he has carted from "Yelavatty" quarry it is his own fault.

C O P Y.

1.10.27

for Superintending Engineer,
Shimoga Circle.

B.N.H. 1st.,

1.10.

1170 of 27

4

Boy Regd. post

Protn.
25-8-27

To

The Chief Secretary
to His Highness the Maharaja
of Mysore

27.8.27.

Sir,

I have been duly instructed by Mr. H. Narasinga Rao, contractor, to intimate to you by means of this Notice, his intention to file a suit against the Executive Engineer Shimoga Division, in case his claim, the details of which are set forth below, is not satisfied within 2 months after the receipt of this notice

My client was a contractor in Shimoga doing repair works to roads and buildings at the instance of the Engineering Department here. He was given the metal collection work for repairing

the Lunga bridge near the Shimoga Railway Station in the 170 and 171st miles and had to cart the metal from Yalavatty quarry The Burli quarry from which Metal was being extracted formerly had become exhausted in the year 1921 and the then Sub-division officer, Mr Linga Iyengar (Engineering Department) reported after inspection that the Burli quarry had become exhausted and that a higher lead of 3¼ miles which is the same as a round rate of Rupees 3 per cubic yard should be given to the contractor as the metal had to be brought from Yalavatti quarry. This recommendation was upheld by the then Executive Engineer Mr Jandoni Rao who ordered the ~~contractor~~ correction slip of the Lead Register so as to give the said higher lead ~~from~~ the particular miles 170 and 171. After the order was passed by Mr Jandoni Rao Several bills giving the aforeside higher lead were passed both by Mr Jandoni Rao and Mr Steele his Successor, for the metal collection for the same two miles out of the several bills passed by Mr Steele, there

as a bill of my own client which has been passed after verification (vide Bill No 1 dated 13-6-24 passed and paid in August 1924) Later on the Sub-Division officer Mr Madhava Rao has in the estimates for the year 1924-25 provided the higher lead referred to above with this understanding with the department my client took up the contract for collection work in the year 1925 and made the necessary collections the details of which are given below

The 1st item of claim of my client relates to a sum of Rs 186-14-0. This represents the loss to my client on account of the lower lead given to him for collecting metal at the Junga Bridge on the same road and in the same miles Styled as Junga Bridge collection It consists of 3 Bills amounting to 345 cubic yards It represents the difference of 2¼ miles lead passed against 3¼ miles estimated and Billed for The lesser amount was taken by my client under protest Consequently this amount of Rs 186-14-0 along with interest is due to my client

The 2nd item is a sum of Rs. 27-10-0

Rs 27-10-0 due on account of flood damage collection. Bill 1 and 3 amount due by passing less lead In this case also a lesser lead of 1 mile has been given This also refers to the collection of metal in the same miles A lesser amount has been taken by my client in this case also under protest Hence the amount due to my client on account of this item is Rs 27-10-0 This item also refers to the work done in the year 1924-1925

The 3rd item is a Sum of Rs 23-7-0 an amount not paid by the department on bill no 5 dated 5-6-25 for gravelling on A.R. of Bangalore Hommavar Road.

The 4th is a similar Sum of Rs 6-14-0 due for A.R of Bangalore Hommavar Road Bill no 4 jungle clearing 440 Cubic yards at 0-0-3. This bill also remains un paid.

The items 3&4 were checked by the Sub-Division officer and sent up for payment

The items of Rs 186-14-0 and also 27-14-0 have not been paid probably on account of the mistake in the office in not

not correcting the lead Register as per orders of Mr. Jandoni Rao. A lesser lead has been taken into account on account of the uncorrected entry in the Lead Register

The Executive Engineer Shimoga who is liable to pay in all a sum of Rs Rs 244-13-0 and interest there on from 1-7-25 till now at 1 Percent per month to my client has not cared to pay the same inspite of several applications

The Superintending Engineer, Shimoga circle who also was approached in this matter has not redressed the grievances of my client But has issued an endorsement to the effect that it is reported that Purle quarry is still in use. She does not seem to have gone through the reports of the Officers whose names have been given above which show that the quarry was not in use at all My client would not have brought the metal from a distant quarry i.e Galavatty quarry if Purle quarry was in use Nor would the Executive Engineer passed bills giving a higher lead if Purle quarry had not got exhausted Even the estimates are for

for a higher head. Under these circumstances the omission on the part of the Executive Engineer Shimoga Division, to pay up the amounts due as stated above is wrong and has caused a great deal of loss.

For the above reasons the Government may be pleased to order the payment of the amounts stated above i.e. Rs 2414-13-0 and interest at 1 per cent per month from 1-7-25 till now to my client within a period of 2 months from the date of receipt of this notice failing which a Suit will be filed against the Executive Engineer Shimoga Division for the recovery of the same in due course of Law

Address of my client.

H. Narasinga Rao
C/o. H. Narasimhaiah. B.A. B.L.
Advocate. Shimoga.

H Narasimmaiah
Advocate.
24/8/27

Appendix F G—1

8

SUBJECT.....

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Section Irrign

File No. 11-27

Serial No. 4

No. P. 3572/11/12

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The Chief Engineer in Mysore

Bangalore

Date of issue 9.1.28

Signed by M. N.

Sir,

With reference to your letter No: 5776 dated 16th Dec^r 1927 regarding the Claim of K. Narasingarao, Contractor for work done on Bangalore Honnavar Road, I am directed to return herewith the office file of the Superintending Engineer, Shimoga Circle, on the Subject sent with.

st of enclosures.....

Copied by.....

Examined by.....

over